

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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STUART KERESTAN,

Plaintiff,

05 CIVIL 3469 (BSJ)

-against-

SUPPLEMENTAL JUDGMENT

MERCK & CO LONG TERM DISABILITY
PLAN, MERCK & CO.,

Defendants.
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Defendants and plaintiff having moved for summary judgment, the matter having come before the Honorable Barbara S Jones United States District Judge, and the Court, on January 26 2010, having rendered its Order denying plaintiff's motion to supplement the record and for summary judgment, granting defendant's motion and closing the case, it is,

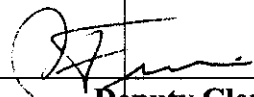
ORDERED, ADJUDGED AND DECREED: That for the reasons stated in the Court's Opinion and Order, dated January 26 2010, plaintiff's motion for summary judgment is denied, as is plaintiff's motion to supplement record, defendant's motion for summary judgment is granted and the case is closed.

Dated: New York, New York
February 4, 2010

J. MICHAEL McMAHON

Clerk of Court

BY:



Deputy Clerk

THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON 2/4/10